

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division

BID FOR POSITION, LLC,

Plaintiff/Counterclaim Defendant,

v.

Civil Action No. 2:07cv582 (JBF-TEM)

AOL LLC,
GOOGLE INC.,
MICROSOFT CORP.,
and MIVA, INC.,

Defendants/Counterclaim Plaintiffs.

**NOTICE TO ALLOW GOOGLE INC. TO SEAL THE DECLARATION OF
CLAYTON BAVOR AND PORTIONS OF THE BRIEF IN SUPPORT OF
DEFENDANT GOOGLE INC.'S MOTION FOR AN ORDER SUSTAINING
GOOGLE'S OBJECTION TO PLAINTIFF'S DESIGNATION OF DANA TODD
AS A TECHNICAL ADVISOR UNDER THE PROTECTIVE ORDER**

PLEASE TAKE NOTICE that Defendant, Google Inc. ("Google"), by counsel, in the referenced matter has petitioned the Court to grant leave for it to file the Declaration of Clayton Bavor ("Bavor Declaration") and portions of its Brief in Support of Defendant Google Inc.'s Motion for an Order Sustaining Google's Objection to Plaintiff's Designation of Dana Todd as a Technical Advisor Under the Protective Order ("Portions of the Brief in Support") under seal. The Bavor Declaration and Portions of the Brief in Support contain a description of extraordinarily sensitive and valuable proprietary information relating to how certain systems used by Google operate. This information is designated as "Highly Confidential" under the Protective Order entered in this matter. Failing to file the Bavor Declaration and Portions of the Brief in Support under seal may risk the disclosure of Google's confidential, trade secret information, would violate the Protective Order and potentially would cause competitive harm.

In compliance with Local Rule 5 of the Rules of this Court and *Ashcraft*, the Court posts the following notice to the public: “This serves as public notice that the Defendant, Google Inc., has moved the Court to seal the Declaration of Clayton Bavor and portions of its Brief in Support of Defendant Google Inc.’s Motion for an Order Sustaining Google’s Objection to Plaintiff’s Designation of Dana Todd as a Technical Advisor Under the Protective Order. Objections to this Motion should be filed in the Civil Section of the Clerk’s Office. The Notice will be posted for a minimum of forty-eight (48) hours.”

Dated: May 15, 2008

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on May 15, 2008, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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